

**BOARD FOR GEOLOGISTS AND GEOPHYSICISTS**

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Enforcement Action

John M.D. Kammer**Professional Geologist No. 6295****Certified Hydrogeologist No. 502****Certified Engineering Geologist No. 2118**

The Board for Geologists and Geophysicists (Board) imposed discipline on Professional Geologist (PG) license No. 6295, Certified Hydrogeologist (CHG) No. 502, and Certified Engineering Geologist (CEG) license No. 2118 issued to Mr. John M.D. Kammer. Mr. Kammer's licenses were disciplined as part of the "Stipulated Settlement and Disciplinary Order", dated March 9, 2005 in resolution of Accusation Number No. 01-2002-10 that charged Mr. Kammer with acts of misrepresentation, negligence and unprofessional conduct and therefore, subjected his licenses to discipline.

Professional Geologist John Kammer failed to provide fundamental geologic data, proper site-specific geologic mapping and sufficient documentation to establish an appropriate setback for the geologic conditions for a proposed single-family residence site (site). Mr. Kammer also failed to provide sufficient geologic documentation or analyses concerning the current Factor of Safety (FS) of landslides that are present adjacent to the slopes on the site and to describe the extent the proposed sub-drains and minimal grading would increase the FS to an acceptable level. In addition, Mr. Kammer failed to provide geologic documentation regarding the nature of possible movement within the bedrock, impacts on slope FS and to utilize the findings from earlier geologists' report for the site that documents a prominent site bedrock shearzone. Kammer's undefined proposed building site, inaccurate descriptions and misrepresentations of the geologic conditions at the site are significant deviations from professional standards of practice and are critical to accurately evaluating the geologic/construction safety conditions at the site.

Mr. Kammer has agreed to have his licenses placed on probation for a three-year period. He is required to pay \$7,500.00 to the Board for costs of investigation and enforcement of Accusation No. 01-2002-10. In addition, Mr. Kammer agreed to the following conditions: 1) to obey all federal, state and local laws, and all rules and regulations of the Board governing the practice of geology and geophysics in California; 2) a full and detailed account of any and all violations of law to be reported by Mr. Kammer to the Board in writing within 72 hours of occurrence; 3) fully cooperate with representatives of the Board in its monitoring and investigation of Mr. Kammer's on-going Stipulated Settlement and Disciplinary Order compliance; 4) submit such declarations and verification of actions relative to compliance and provide copies of all written professional reports and immediately release all information forms as are required by the Board; and 5) a peer review process to be paid by Mr. Kammer to evaluate his professional work products for compliance with local and state standards as may be directed by the Board. It is understood by Mr. Kammer that if he violates any aspect of probation, the Board will revoke his probation-stayed license revocation and therefore revoke Mr. Kammer's PG, CHG and CEG licenses.

For the purpose of resolving the Accusation 01-2002-10, Mr. John M.D. Kammer agreed that, at a hearing, the Board could establish a factual basis for the charges in Accusation 01-2002-10 and thereby gave up his right to contest those charges and agreed to the above-referenced conditions. The case was closed on May 25, 2005 by Board adoption of the Stipulated Settlement and Disciplinary Order.